



AGENDA

CITY OF SEASIDE
CITY COUNCIL/SUCCESSOR
AGENCY OF THE
REDEVELOPMENT AGENCY

REGULAR MEETING
HYBRID (IN PERSON & VIRTUAL)
Thursday, December 16, 2021
5:00 PM

MASKS ARE REQUIRED FOR IN PERSON PARTICIPATION.

This meeting is compliant with Governor Newsom's Executive Order N-29-20 which allows local legislative bodies to hold public meetings electronically only, without a physical location for public participation, accessible only telephonically or otherwise electronically (video conferencing) to all members of the public seeking to observe and address the local legislative body, in order to avoid public gatherings, and until further notice. This meeting will be held in a hybrid format providing a physical location at 440 Harcourt Avenue, Council Chamber, Seaside, CA 93955.

DETAILS FOR PUBLIC PARTICIPATION IN THIS COUNCIL MEETING:

IN PERSON PARTICIPATION: Protective face coverings required at all times, including when speaking.

REMOTE PUBLIC COMMENTS: To make a public comment, the following options are available:

- Before the Meeting via Email: Written comments can be emailed to CityClerk@ci.seaside.ca.us Include the following subject line: "Public Comment Item #" (insert the agenda item number relevant to your comment). Written comments must be received by 4:00 p.m. on the day of the meeting. All submitted comments will be provided to the City Council or the Board for consideration and compiled as part of the record.
- During the Meeting via Oral Comments: When the Mayor calls for public comment, attendees can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press *9. The Clerk will call speaker names and unmute speaker microphones (on the phone, press *6). You will have up to 3 minutes to provide your comments, with time set by the discretion of the Mayor. ***Please note, written comments will not be read but will be included in the final record.***

VIRTUAL MEETING ACCESS

This meeting can be watched via the City of Seaside You Tube channel

https://www.youtube.com/channel/UC1Cu7854Ohtjpr_XV1tDvRg

Or by joining the Zoom webinar link <https://us02web.zoom.us/j/81936832059>

Or call in phone number: 669-900-9128

Webinar ID: 819 3683 2059

1. CALL TO ORDER

2. ROLL CALL – ESTABLISHMENT OF QUORUM

Ian N. Oglesby	Mayor/Chair
David R. Pacheco	Mayor Pro Tem/Vice Chair
Jason Campbell	Council/Agency Member
Jon Wizard	Council/Agency Member
Alexis Garcia-Arrazola	Council/Agency Member

3. INVOCATION AND PLEDGE OF ALLEGIANCE

4. REVIEW OF AGENDA

If there are any items that arose after the 72-hour posting deadline, this is the point in the meeting where a vote may be taken to add the item to the agenda. (A 2/3-majority vote is required).

5. PUBLIC COMMENT

Members of the public wishing to address the City Council/Successor Agency on matters within the jurisdiction of the City of Seaside, but not on this agenda, may do so during the Public Comment period for up to three (3) minutes. Public Comments for "Presentations" on this agenda are also taken at this time; comments on specific agenda items are heard under that item. For the public record, please state your name.

6. PUBLIC AGENCY COMMUNICATIONS

This is a time specifically set aside for representatives of public agencies to make brief comments of general interest to the City Council and the community.

A. REVIEW OF UPCOMING CITYWIDE EVENTS (ERNESTO ALTAMIRANO, COMMUNICATIONS & COMMUNITY ENGAGEMENT SPECIALIST)

7. PRESENTATIONS

A. VACCINATION UPDATE (MARY GUTIERREZ, FIRE CHIEF)

B. QUARTERLY HUMAN RESOURCES UPDATE (SAMANTHA SAKHRANI, HUMAN RESOURCES ANALYST)

C. FAMILY AND COMMUNITY SUPPORT PROGRAM UPDATE (DERRICK ELDER, FAMILY & COMMUNITY SUPPORT PRACTITIONER)

8. CONSENT AGENDA

A. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of November 6, 2021, through November 19, 2021, including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending November 18, 2021. Total Accounts Payable and Payroll for the above referenced period is \$1,796,612.72.

B. APPROVE AND FILE SUCCESSOR AGENCY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of November 6, 2021, through November 19, 2021, including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending November 18, 2021. Total Accounts Payable and Payroll for the above referenced period is \$2,289.01.

C. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH HARRIS & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$4,650.00 TO EVALUATE MITIGATION REQUIREMENTS FROM THE FORT ORD HABITAT MANAGEMENT PLAN FOR THE EUCALYPTUS ROAD INFILTRATION BASIN REPAIR PROJECT

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute an amendment to a professional services agreement for an amount not to exceed \$4,650.00 with Harris & Associates to evaluate mitigation requirements from the Fort Ord Habitat Management Plan for the Eucalyptus Road Infiltration Repair project.

D. ADOPT JOINT RESOLUTIONS OF THE CITY COUNCIL AND SUCCESSOR AGENCY AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE TERMS OF THE PURCHASE AND SALE AGREEMENT AND ESCROW INSTRUCTIONS WITH KB-BAKEWELL SEASIDE VENTURE, LLC, FOR THE SALE OF LAND COMMONLY KNOWN AS CAMPUS TOWN

RECOMMENDATION: Adopt the resolutions authorizing the City Manager to execute the first amendment to the terms of the purchase and sale agreement and escrow instructions with KB-Bakewell Seaside Venture, LLC, for the sale of Campus Town.

E. ADOPT A RESOLUTION APPROVING THE ANNUAL PROGRAM COMPLIANCE REPORT IN SUPPORT OF PROJECTS FUNDED BY MEASURE X AND AUTHORIZING STAFF TO SUBMIT THE REPORT TO THE TRANSPORTATION AGENCY FOR MONTEREY COUNTY

RECOMMENDATION: Adopt the resolution approving the annual compliance report in support of projects funded by Measure X and authorizing staff to submit the Report to the Transportation Agency for Monterey County (TAMC) in order for the City to continue receiving the revenue generated from Measure X funds.

F. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE FIRE STATION UPGRADES PROJECT IN AN AMOUNT NOT TO EXCEED \$679,572.00 INCLUDING CONTINGENCY; APPROPRIATING \$329,761.00 FROM THE GENERAL FUND; AND AWARDING A CONSTRUCTION AGREEMENT TO 101 BUILDERS INC. FOR AN AMOUNT NOT TO EXCEED \$590,932.00

RECOMMENDATION: Adopt a resolution:

1. Approving the plans and specifications for the Fire Station Upgrades Project;
2. Appropriating \$329,761.30 from the General Fund to the project budget;
3. Awarding a construction agreement to 101 Builders Inc. for an amount not to exceed \$590,932.00;
4. Establishing a 15% construction contingency for a total project construction amount not to exceed of \$679,572.00; and
5. Authorizing the City Manager to execute the construction agreement, and approve any amendments, extensions, and change orders until completion of the project in accordance with the plans and specifications up to the total project construction amount.

G. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE COMMUNITY SOCIAL SERVICES GRANT PROGRAM FULLY FUNDING THE 2021 RECOMMENDATIONS

RECOMMENDATION: Adopt the resolution authorizing the City Manager to execute the Community Social Services program grant contracts in an amount not to exceed \$425,459.00

H. ADOPT A RESOLUTION AUTHORIZING STAFF TO WAIVE DROP-IN FEES FOR LAP AND RECREATIONAL SWIM AT THE PATULLO SWIM CENTER ON DECEMBER 23, 27, AND 28, 2021.

RECOMMENDATION: Adopt the resolution authorizing staff to waive drop-in fees for lap and recreational swim times on December 23, 27, & 28, 2021.

9. PUBLIC HEARING

A. ADOPT AN URGENCY ORDINANCE TO IMPLEMENT NEW STATE LEGISLATION SENATE BILL 9 THAT PROVIDES FOR MINISTERIAL APPROVAL OF UP TO TWO UNITS AND/OR A LOT SPLIT IN RESIDENTIAL SINGLE-FAMILY ZONES.

RECOMMENDATION: Adopt an urgency ordinance to waive the reading, introduce, and adopt the attached urgency ordinance establishing regulations for the subdivision and development of qualified Senate Bill 9 properties within the City of Seaside.

B. ADOPT A RESOLUTION DECLARING A MORATORIUM WITHIN THE

SEASIDE MUNICIPAL WATER SYSTEM SERVICE AREA PROHIBITING NEW WATER METERS

RECOMMENDATION: Make the findings and adopt the resolution declaring a moratorium within the Seaside Municipal Water system area prohibiting new water meters.

10. BUSINESS ITEMS

A. DISCUSS REPEALING AND AMENDING TITLE 17, CHAPTER 17.52, SECTION 17.52.230 (RESIDENTIAL SECOND UNITS) OF THE SEASIDE MUNICIPAL CODE TO ACCESSORY DWELLING UNITS.

RECOMMENDATION: Discuss and consider a draft ordinance regarding Accessory Dwelling Units (ADUs).

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

12. CITY MANAGER, CITY ATTORNEY, MAYOR AND CITY COUNCIL, COMMENTS AND REPORTS ON COMMITTEE ASSIGNMENTS

This is a time specifically set aside for members of the City Council, the City Manager and City Attorney to make brief comments of general interest to the community and report on committee assignments.

13. CLOSED SESSION

Pursuant to Government Code Section 54956 et seq., the City Council may adjourn to a Closed Session to consider specific matters dealing with litigation, certain personnel matters, property negotiations or to confer with the City Attorney. Public comments on these items are taken after being read by the City Attorney. For the public record, please state your name.

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

Property: 1567 Contra Costa (APNs: 011-302-003)
City Negotiators: City Manager and City Attorney
Under Negotiation: price, terms of payment or both

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

Property: (1) Broadway and Fremont: 1601 Fremont Blvd (APNs: 011-544-003;004); (2) Broadway and Del Monte: 1590 Del Monte and 490 Broadway Ave (APNs: 011-302-002;014)

City Negotiators: City Manager and City Attorney
Under Negotiation: price, terms of payment or both

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

Property: Canyon Del Del Rey Oaks Blvd Parcels (APNs: 011-345-023, 024, and 025)

City Negotiators: City Manager et al.
Under Negotiation: price, terms of payment or both

D. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: EXISTING LITIGATION

Petrovich Development Company, LLC v. City of Seaside, et al.
United States District Court, Northern District, San Jose Division
Court case: 21-CV-07797-NC

E. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: EXISTING LITIGATION

People v. Arzadon, Monterey County Superior
Court case: 20CV003118

F. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: POTENTIAL LITIGATION (2 MATTERS)

Potential Litigation (2 Matters)

G. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION

TITLE: City Manager

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
January 6, 2021
5:00 PM

The City of Seaside is committed to providing accessible facilities and accommodating people with disabilities in all of its services programs and activities. If special considerations are needed by any person to fully participate in this meeting, contact the City Clerk at 899-6707 no fewer than two business days prior to the meeting to allow reasonable arrangements. Agendas are posted at:
<http://www.ci.seaside.ca.us/129/City-Council-Committee-Agendas>

Agenda-related writings or documents provided during public meetings are available for public inspection during the meeting or from the office of the City Clerk. This agenda is posted in compliance with California

